

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,)	Case No. 1:18-CR-00243
)	
)	
Plaintiff,)	JUDGE DONALD C. NUGENT
-vs-)	
)	<u>MEMORANDUM OPINION</u>
TERESITA SIDOTI,)	<u>AND ORDER</u>
)	
Defendant.)	

This Court’s judgment against Defendant Teresita Sidoti included an order to pay \$184,746.75 in restitution to the victims of her crimes. (R.15: Amended Judgment, PageID 124). The Court found that restitution was due and payable immediately, and that Defendant should pay 25 percent of her gross income per month towards her financial obligations through the Bureau of Prisons Inmate Financial Responsibility Program. (*Id.*). Defendant did not appeal this order. Defendant then moved for the court to set Petitioner’s payment schedule to \$25 per quarter. (ECF #14). For the following reasons, Defendant’s Motion to Modify Restitution Schedule is hereby denied.

In her written plea agreement, Defendant agreed to \$184,746.75 in restitution. (R.5: Plea Agreement, PageID 23-24). She also agreed that restitution would be “due and payable immediately after the judgment is entered and is subject to immediate enforcement, in full, by the United States. If the Court imposes a schedule of payments, Defendant agrees that the schedule of payments is a schedule of the minimum payment due, and that the payment schedule does not

prohibit or limit the methods by which the United States may immediately enforce the judgment in full.” (Id. PageID 24).

Defendant neither provides any evidence to support her claim that she is earning only \$5.25 per month nor any evidence related to her family’s financial difficulties. Thus, based on a lack of evidence and the terms of Defendant’s written plea agreement, this Court denies Defendant’s Motion to Modify Restitution Schedule.

IT IS SO ORDERED.

DATED: June 17, 2019


DONALD C. NUGENT
United States District Judge